

Remarks

Applicants have carefully reviewed the Restriction Requirement mailed February 10, 2005. Applicants provisionally elect the claims of Group II (existing claims 21-41 and new claims 55-62, which depend from one or another of the elected claims) to be examined, and traverse the Restriction Requirement. Withdrawn claim 6 is amended to correct a spelling error. Reconsideration is respectfully requested of the restriction with respect to claims 1-12, claims 42-54, and the claims of Group II (existing claims 21-41 and new claims 55-62). An IDS is submitted herewith, but Applicants believe that no fee is due since there has been no Office Action on the merits. Please charge any required fee to deposit account 502931.

Applicants have added new claims 55-62 to more fully describe the claimed invention. These claims depend from one or another of the elected claims and form part of the elected invention. These new claims are supported by the cancelled claims 13-21 that used to depend from claim 1. No new matter is added. Consideration and allowance of these claims is respectfully requested.

Applicants respectfully traverse the restriction as to separating claim 1 and 42 from the elected independent claims 21, 30 and 37 or Group II, because Applicant respectfully submits that the apparatus of claim 1 and claim 42, and the independent method claims 21 and 30, are to the same invention, and relate to an integrated thin-film battery and capacitor. Independent means-plus-function claim 42 has a "means for" limitation (to be interpreted under 35 USC 112 paragraph 6) that has identical wording to the method limitation of claim 21 except for the preamble and the words "means for." **This link between claim 21 to claim 42 also provides a linking claim under MPEP 809.03 to link claim 21 to claim 1, claim 46, and claim 47.** That is, the linking claim 42 thus links claim 21 to claim 1 and its dependent claims 2-12, claim 46, and to claim 47 and its dependent claims 48-54. Reconsideration is further respectfully requested of the restriction requirement with respect to claims 1-12, 42-54 and the claims of Group II (21-41 and 55-62).

Note that each of the claims relate to an integrated thin-film-battery and capacitor combination, the independent claims differing in the relative positioning of the components.

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Title: METHOD AND APPARATUS FOR INTEGRATED BATTERY-CAPACITOR DEVICES

Please substitute the marked-up claim set for the previously pending claim set. The substitute claim set is intended to reflect the provisional withdrawal of claims 1-20 and 42-54, and the addition of new claims 55-62. Applicants respectfully submit that the new claims 55-62 are to the same invention as elected Group II (claims 21-41). Consideration and an early indication of allowance is respectfully requested.

Conclusion

Applicants respectfully submit that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicants' attorney (direct dial 952-278-3501) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 502931

Respectfully submitted,

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